

## Message Text

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ACTION STR-04

INFO OCT-01 EUR-12 NEA-10 IO-13 ISO-00 STRE-00 FEA-01

AGRE-00 CEA-01 CIAE-00 COME-00 DODE-00 EB-08

FRB-03 H-01 INR-07 INT-05 L-03 LAB-04 NSAE-00

NSC-05 PA-01 AID-05 SS-15 ITC-01 TRSE-00 USIA-06

PRS-01 SP-02 OMB-01 AF-10 ARA-06 EA-07 OIC-02

/135 W

-----222033Z 079552 /50

P R 221711Z APR 77

FM USDEL MTN GENEVA

TO SECSTATE WASHDC PRIORITY 2414

INFO AMEMBASSY OTTAWA

USMISSION EC BRUSSELS

AMEMBASSY NEW DELHI

AMEMBASSY CAIRO

LIMITED OFFICIAL USE SECTION 1 OF 2 MTN GENEVA 3008

ACTION STR

H PASS CODEL

E.O. 11652: N/A

TAGS: ETRD, MTN

SUBJECT: NTM PARENT GROUP MEETING, APRIL 20, 1977

REF: (A) MTN GENEVA 2536; (B) MTN GENEVA 2531

1. SUMMARY: CREATION OF ANTIDUMPING SUBGROUP AVOIDED WHEN GROUP AGREED TO DISCUSS SUBSTANTIVE LDC PROBLEMS IN ANTIDUMPING FIELD AT NEXT NTM PARENT GROUP MEETING. DEBATE OF US-EC AGRICULTURAL DISPUTE AVOIDED. END SUMMARY.

2. NEW SUBGROUPS: US (NEWKIRK) SUPPORTED AN AUSTRALIAN (SPENCER) PROPOSAL FOR A SUBGROUP ON VARIABLE LEVIES  
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AND MINIMUM IMPORT PRICES. THE EC (ABBOTT) OBJECTED, REPEATING OLD ARGUMENT THAT THIS TOPIC BEST HANDLED UNDER GROUP AGRICULTURE. NO FURTHER DEBATE ENSUED.

3. EGYPT (HAMZA) AND INDIA (HEMREJANI) REITERATED, IN A MODERATE FASHION, THEIR ARGUMENTS FOR THE ESTABLISHMENT OF AN ANTIDUMPING SUBGROUP. FYI: US DEL HELD LENGTHY

INFORMAL MEETINGS WITH THESE TEO DELS TO EXPLAIN US POSITION. THEY WERE RECEPTIVE, AND OFFERED TO EXTEND EXPLANATION TO THEIR CAPITALS. END FYI). HAMZA SAID THAT THE ANTIDUMPING CODE NEEDS TO BE REVISED SO LDC'S CAN JOIN; THAT CONTINUATION OF THE LIMITED MEMBERSHIP OF THE PRESENT GATT ANTI-DUMPING COMMITTEE WOULD BE IN SHARP CONTRAST TO THE BRAODER MEMBERSHIP OF THE NEW CODES EMERGING FROM THE MTN; AND THAT THE SUBGROUP WOULD BE A FORUM IN WHICH LDC'S COULD PARTICIPATE IN THE DISCUSSIONS ON AN EQUAL FOOTING WITH CURRENT ANTI-DUMPING CODE SIGNATORIES. MEXICO, ARGENTINA, YUGOSLAVIA ALSO SUPPORTED THE CREATION OF SUCH A SUBGROUP. THE US STATED THAT WE HAD HOPED TO HAVE SUBSTANTIVE DISCUSSION ON LDC PROBLEMS IN THIS AREA AT THE SPECIAL GATT ANTI-DUMPING COMMITTEE MEETING HELD LAST FEBRUARY, AND WAS DISAPPOINTED WHEN NON-SIGNATORIES FAILED TO ATTEND. THUS, SINCE NO NEW FACTS HAD BEEN ESTABLISHED, THE US MAINTAINS ITS OPPOSITION TO THE CREATION OF A SUBGROUP. CANADA (AMB. GREY), STATED THAT HE WAS UNCONVINCED THAT ANY USEFUL PURPOSE WOULD BE SERVED BY THE ESTABLISHMENT OF A SUBGROUP AND WAS INSTRUCTED TO SAY "NO" TO SUCH A PROPOSAL AT THIS TAGE IN THE NEGOTIATIONS. AMB. GREY EXPLAINED THAT CHANGE IN THE CANADIAN POSITION FROM INITIALLY FAVORING SUCH A SUBGROUP IS DUE TO THE CURRENT WORK IN THE ANTI-DUMPING COMMITTEE. IN ADDITION, THE SUBSIDIES/CVD SUBGROUP IS ADDRESSING MANY OF THE SAME POINTS AS WOULD BE COVERED IN AN ANTI-DUMPING SUBGROUP (INJURY CRITERIA, DEFINITION OF INDUSTRY, ETC.) AND THAT ANY NEW AGREEMENTS ON THESE LIMITED OFFICIAL USE

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POINTS COULD BE LATER ADAPTED TO ANTIDUMPING. AMB. GREY ASSERTED THAT THE LDC'S ALREADY RECEIVE SPECIAL AND DIFFERENTIAL TREATMENT IN THE ANTI-DUMPING AREA, SINCE CODE SIGNATORIES APPLY THE CODE'S PROVISIONS ON AN MFN BASIS, THEREBY AFFORDING LDC'S BENEFITS OF THE CODE WITHOUT ASSUMING ITS OBLIGATIONS.

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/135 W

-----222033Z 079639 /50

P R 221711Z APR 77  
FM USDEL MTN GENEVA  
TO SECSTATE WASHDC PRIORITY 2415  
INFO AMEMBASSY OTTAWA  
USMISSION EC BRUSSELS  
AMEMBASSY NEW DELHI  
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ACTION STR

H PASS CODEL

HE ALSO MAINTAINED THAT THE LDC'S DIFFICULTY WITH THE PRICE COMPARISONS PROVIDED FOR UNDER THE CODE WERE UNFOUNDED SINCE THE CRITICAL QUESTION FOR THE ASSESSMENT OF ANTIDUMPING DUTIES IS WHETHER THE DUMPED GOODS CAUSE MATERIAL INJURY. CANADA COULD NOT ACCEPT S&D TREATMENT IN THE FORM OF ALLOWING LDC'S TO CAUSE MATERIAL INJURY WHEN THEY SELL AT DUMPED PRICES. AMB. GREY ADDED, HOWEVER, THAT HE IS WILLING TO LISTEN TO THE CASE FOR SPECIAL AND DIFFERENTIAL TREATMENT AND THE REAL PROBLEMS THAT THE LDC'S FACE IN THE ANTIDUMPING AREA. THE NORDICS (HAGFORS) SAID THAT THEY DID NOT OBJECT TO THE ESTABLISHMENT OF A SUBGROUP AT THE APPROPRIATE TIME AND SUPPORTED THE CANADIAN SUGGESTION TO DIS-

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CUSS LDC PROBLEMS. THE EC SAID THAT BEFORE THE PROCEDURAL DECISION IS TAKEN REGARDING ESTABLISHMENT OF THE SUBGROUP THE LDC'S SHOULD DEMONSTRATE WHAT, IF ANY, PRACTICAL DIFFICULTIES EXIST THAT ARE UNIQUE TO LDC'S. THE US AND JAPANESE (TEREDA) EXPRESSED WILLINGNESS TO LISTEN TO THE LDC PROBLEMS, BUT STRESSED THAT THE DISCUSSION SHOULD FOCUS ON CURRENT OR POTENTIAL ANTIDUMPING ACTIONS. INDIA, EGYPT, AND MEXICO SAID THAT A DISCUSSION OF THEIR PROBLEMS WOULD NOT ONLY HAVE TO DEAL WITH CURRENT AND PAST DIFFICULTIES, BUT ALSO POTENTIAL PROBLEMS THEY MAY FACE. GROUP AGREED TO HAVE SUCH A DISCUSSION AT NEXT PARENT GROUP

MEETING.

4. NTM/NDWM: THE CHAIRMAN (MATHUR) REPORTED THAT HE HAD RECEIVED NOTIFICATIONS FROM ONE DELEGATION (US) UNDER THE PROCEDURES FOR NON-TARIFF MEASURES NOT DEALT WITH MULTILATERALLY (NTM/NDWM). THE EC DREW ATTENTION TO THE DISCUSSION OF THIS ITEM IN GROUP AGRICULTURE (REF A) ASSERTING THAT THE US NOTIFICATION IS INCONSISTENT GIVEN THE EXISTENCE OF GROUP AGRICULTURE PROCEDURES. THE US REGISTERED ITS DISAGREEMENT WITH THE EC'S INTERPRETATION.

5. NTM LINKS TO TARIFFS: AUSTRALIA OFFERED NO ELABORATION OF THEIR PROPOSAL, BUT ASKED THAT IT BE KEPT ON THE AGENDA.

6. NTM'S AND TRIF: THE SECRETARIAT REPORTED THAT IT IS UNABLE TO ASSIGN NTM'S TO THE TARIFF RATE INFORMATION FILE FOR REASONS REPORTED IN REF B. WITHOUT AGREEMENT BY PARTICIPATING COUNTRIES TO SUPPLY ADDITIONAL TARIFF LINE ITEM INFORMATION, THE PROJECT COULD NOT BE CARRIED FORWARD. IN RESPONSE TO AN EC QUERY, MATHUR SAID THAT GROUP AGRICULTURE HAD NOT YET DISCUSSED THIS DEVELOPMENT AND THAT GROUP COULD COME TO THEIR OWN CONCLUSION ON THE MATTER.  
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7. MEETING DATES AGREED PER REF B. WALKER

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## Message Attributes

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